

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL MEMORANDUM

HB 27 – SB 1721

May 4, 2009

SUMMARY OF AMENDMENT (006449): Increases the penalty for knowingly making a false report of child abuse or neglect from a Class E to a Class D felony if the person making the false report is a party to a custody or visitation determination and the person against whom the complaint is made is involved in the determination. Deletes from the false reporting offense the provisions that the person has no information relating to the report or the information relating to the report is false.

FISCAL IMPACT OF CORRECTED ORIGINAL BILL:

(CORRECTED)

Increase State Expenditures - \$26,500/Incarceration*

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions applied to amendment:

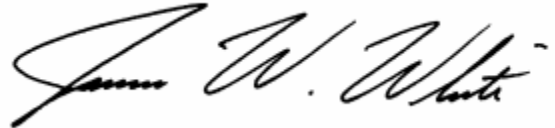
- According to DOC, the average post-conviction time served for a Class D felony is 2.43 years. One Class D felony every other year with 2.43 years time served (886.22 days). The annualized time served per conviction is 443.11 days (0.50 annual number of convictions x 886.22 days served).
- According to DOC, the average operating cost per offender per day for calendar year 2009 is \$59.80. The annualized cost per conviction is \$26,497.98 (443.11 days x \$59.80).
- No significant incarceration cost increase will occur due to population growth in this period.

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

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CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized initial "J".

James W. White, Executive Director

/lsc